



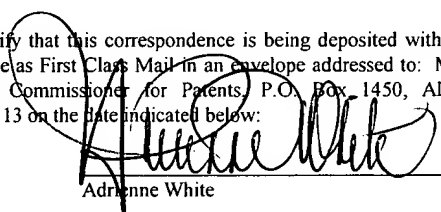
**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/965,426  
Applicant : Gary R. DelDuca *et al.*  
Filed : September 27, 2001  
Title : Modified Atmospheric Packages and Methods for Making the Same  
  
TC/A.U. : 1761  
Examiner : Robert A. Madsen  
  
Docket No. : 47097-01106USC1

**AMENDMENT & REPLY TO FINAL OFFICE ACTION  
DATED AUGUST 12, 2005**

Mail Stop After Final  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

<b>CERTIFICATE OF MAILING</b> 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Mail Stop After Final, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313 on the date indicated below:	
<u>12/12/2005</u> Date	 Adrienne White

Dear Commissioner:

The Final Office Action was mailed on August 12, 2005 and the shortened statutory time period to respond was three months or November 12, 2005. The Applicants are filing a one month extension extending the time for responding to December 12, 2005 and, thus, this response is timely. Applicants are also concurrently filing a Request for Continued Examination (RCE) Transmittal. In response to the Office Action mailed August 12, 2005, please consider the following amendment and remarks:

**Amendments to the Claims** are reflected in the Listing of Claims that begins on page 2 of this paper.

**Remarks** begin on page 19 of this paper.